REMARKS

Applicant respectfully requests consideration of the subject application as amended herein. This Amendment is submitted in response to a Non-Final Office Action mailed on December 6, 2004. Claim 1 is rejected. In this amendment, claim 1 has been amended. Claims 31-42 have been added. No new matter has been added.

The Examiner rejected claim 1 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,675,158. The terminal disclaimer in compliance with 37 CFR § 1.321 is filed herewith to overcome the provisional nonstatutory double patenting rejection.

Claim 1 is rejected under 35 U.S.C. §103(a) as being anticipated by Kline (U.S. Patent No. 5,468,085, hereinafter "Kline"), in view of Robert Sedgewick, (Algorithms in C++, hereinafter "Sedgewick"). As discussed below, the pending claims are patentable over the above references.

Kline discloses a customizable index divider sheet set and table of contents sheet assembly. The assembly includes a set of index dividers and a partially preprinted table of contents page on which adhesively attached, removable labels are mounted. The user prints custom indicia in the description fields on the table of contents page and in the labels. Then, the user peels the labels from the table of contents page and attaches them to the tabs of the divider pages. Accordingly, Kline discloses an assembly and a manual process for organizing data using this assembly.

In the presently claimed invention, in contrast, the process for organizing data is automated and includes creating a descriptive list for a descriptive portion of data pertaining to audiovisual content, creating an accessing list for an accessing portion of the data

pertaining to audiovisual content, storing the descriptive list and the accessing list in a data store, and generating a matrix that connects the accessing list to the descriptive list. Kline does not teach or suggest at least creating an accessing list for an accessing portion of data pertaining to audiovisual content, storing the descriptive list and the accessing list in a data store, and generating a matrix that connects the accessing list to the descriptive list. These features are included in the claim language of claim 1. Similar language is also included in claims 38-40. Accordingly, the present invention as claimed in claims 1 and 38-40, and their corresponding dependent claims, is patentable over Kline.

Sedgewick does not help Kline to render the presently claimed invention unpatentable. Sedgewick discloses using matrices for two-dimensional arrays of data items. However, Sedgewick does not teach or suggest creating an accessing list for an accessing portion of data pertaining to audiovisual content, storing the descriptive list and the accessing list in a data store, and generating a matrix that connects the accessing list to the descriptive list. Hence, Sedgewick does not teach or suggest the same features that are missing from Kline. Thus, Sedgewick and Kline, taken alone or in combination, do not disclose the present invention as claimed in claims 1 and 38-40, and their corresponding dependent claims. Accordingly, Applicant respectfully requests the withdrawal of the rejection under 35 U.S.C. § 103(a).
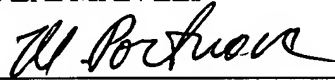
In view of the foregoing amendments and remarks, Applicant respectfully submits that the pending claims are in condition for allowance. Applicant respectfully requests reconsideration of the application and allowance of the pending claims.

Deposit Account Authorization

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due. Furthermore, if an extension is required, then Applicant hereby requests such extension.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR
& ZAFMAN LLP

Dated: March 7, 2005

Marina Portnova
Attorney for Applicant
Registration No. 45,750

12400 Wilshire Boulevard,
Seventh Floor
Los Angeles, CA 90025-1026
(408) 720-8300